IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 7487 of 1996
With
SPECIAL CIVIL APPLICATION No. 7488 of 1996

For Approval and Signature:

HONOURABLE MR.JUSTICE M.R. SHAH

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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JITUBHAGAT JAN SEVA TRUST - Petitioner(s)
Versus
HEMLATA B BAROT & 1 - Respondent(s)

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Appearance :
MR AK CLERK for Petitioner(s) : 1,
MR VH DESAI for Respondent(s) : 1,
NOTICE UNSERVED for Respondent(s) : 2,

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CORAM : HONOURABLE MR.JUSTICE M.R. SHAH

Date : 15/11/2006

ORAL JUDGMENT

By way of these petitions under Article 226 of the Constitution of India, the respective petitioners have challenged the legality and validity of the judgment

passed by the Gujarat Primary Education Tribunal directing the petitioners to reinstate respondent No.1.

During the pendency of the present Special Civil Application, interim relief was refused. Respondent No.2 was the Principal of the School run by the petitioner trust and office endorsement shows that the school run by the petitioner trust has been closed.

Shri Clerk, learned advocate appearing on behalf of the respective petitioners has submitted that he has already tried his best to get necessary instructions from the petitioners. However, he has not been in a position to get any instructions. Under the circumstances, it appears that the school run by the petitioner trust where the respondent No.1 was serving is closed.

Under the circumstances, without expressing any opinion on merits, this petition is disposed of. However, liberty is reserved in favour of the petitioners to revive the petition in case of difficulty. Rule is discharges in each petition. No costs.

(M.R.SHAH,J.)

shekhar/-